



ELECTRONIC FRONTIER FOUNDATION
Protecting Rights and Promoting Freedom on the Electronic Frontier

October 14, 2013

VIA HAND DELIVERY

Hon. Lewis A. Kaplan
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

Re: Chevron Corp. v. Donziger, et al., N.D.N.Y. Case No. 1:12-mc-65 (LAK)

Dear Judge Kaplan:

The Non-Party Movants in the above-captioned case write to seek the Court's leave pursuant Northern District of New York, Rule 7.1(b)(2), to file a short reply to Chevron's Opposition to make one key factual correction in response to Plaintiff Chevron Corporation's ("Chevron") Opposition to the Non-Party Movants' Application for Stay Pending Appeal (ECF No. 63).

Specifically, Chevron's Opposition is premised on the assertion that the Non-Party Movants are not anonymous, and specifically that "The three [sic] Doe movants used their names or initials when creating the addresses associated with their email accounts" (Opposition at 3-4). Chevron's assertion is factually inaccurate. *See* Sealed Declaration of Nathan D. Cardozo (ECF No. 46).

The Non-Party Movants therefore respectfully request that the Court permit them to address Chevron's misstatement of fact. In the alternative, the Non-Party Movants request that the Court consider this letter in reply to Chevron's Opposition.

Sincerely,

A handwritten signature in black ink, appearing to read 'Nathan D. Cardozo'.

Nathan D. Cardozo
Staff Attorney
Pro Hac Vice (Pending)

cc: All Counsel of Record (via ECF)

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